

01764

1994/08/29

**Arrangement on a Framework For
Cooperation Under the Business Development Working
Group of the United States-China Joint Commission on
Commerce and Trade**

The Department of Commerce of the United States of America and the Ministry of Foreign Trade and Economic Cooperation of the People's Republic of China (the Parties):

- Recognizing the expanding economic and trade relations between the United States of America and the People's Republic of China;
- Reaffirming the importance of cooperation to the development of commercial relations;
- Recognizing the important role the United States-China Joint Commission on Commerce and Trade (JCCT) has performed in advancing the bilateral economic and trade agenda; and
- Desiring to further enhance bilateral cooperation under the JCCT on the basis of mutual benefit;

Have reached the following arrangement:

1. This Arrangement confirms that the Parties will cooperate under the Business Development Working Group of the JCCT in industry sectors of mutual interest. These sectors include: information technologies (electronics, post and telecommunications), energy (electric power), transportation (civil aviation, aviation, aerospace), services, chemicals, machinery (automotive, machinery) and environmental technologies. The Parties may include other sectors as mutually agreed and in accordance with their priorities.
2. The Parties will take steps, as appropriate and subject to the availability of funds, to promote cooperation under this Framework Arrangement. Cooperation will generally take place within subgroups of the JCCT Business Development Working Group, including the subgroups established in the Joint Statement for Working Groups under the United States - China Joint Commission on Commerce and Trade of April 14, 1994.
3. To promote cooperation under this Arrangement, each subgroup will undertake activities as mutually agreed, including the following:
 - Preparing terms of reference or a work program to guide its work;

- Holding meetings to discuss any aspect of cooperation, including preparation and implementation of the work program or terms of reference;
- Facilitating contacts between proposed participants of cooperative projects and, as appropriate, providing assistance to such participants;
- Identifying obstacles to expanded trade and investment in mutually agreed industry sectors and seeking to resolve them; and
- Exchanging information, as appropriate, on laws, regulations and administrative measures of their respective countries affecting trade and investment in the relevant industry sector.

4. The Parties will endeavor to promote cooperation and direct contacts between concerned organizations, companies and enterprises of both countries in mutually agreed industry sectors. Activities in this regard may include:

- establishing technical exchange programs, and facilitating the exchange of relevant technical personnel from each country;
- providing technical services, consulting by specialists and personnel training;
- developing a list of priority cooperation projects, and seeking counterpart companies from each country;
- encouraging cooperative manufacturing and cooperative marketing to promote bilateral trade;
- establishing information centers, or exchanging industrial, commercial, scientific and technological information through other means;
- providing each other with and jointly compiling market information in order to achieve mutual economic benefits;
- facilitating organization of symposia, seminars and expositions to introduce products, services and technology of each country;
- other areas of cooperation in which both Parties are interested.

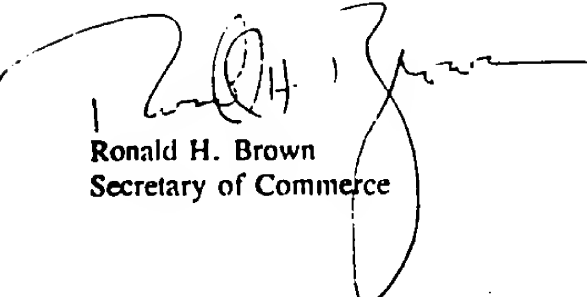
5. Both Parties recognize the important opportunities for expanded bilateral trade in goods, services and technology, and wish to, consistent with their respective laws and regulations, assist the business sectors of their respective countries to take advantage of these opportunities.

6. The Parties will coordinate and facilitate participation by relevant government departments and agencies in activities under this Arrangement and encourage the involvement of appropriate organizations, companies and enterprises in such activities.

7. This Arrangement is not intended to create obligations binding under international or domestic law.

Done at Beijing, on August 29, 1994, in duplicate, in the English and Chinese languages.

FOR THE DEPARTMENT OF
COMMERCE OF THE UNITED
STATES OF AMERICA



Ronald H. Brown
Secretary of Commerce

FOR THE MINISTRY OF FOREIGN
TRADE AND ECONOMIC
COOPERATION OF THE PEOPLE'S
REPUBLIC OF CHINA



Wu Yi
Minister

**U.S.-China Joint Commission on Commerce and Trade
Business Development Working Group
Electric Power Technologies Subgroup**

The United States Departments of Commerce and Energy, and China's Ministry of Power Industry (the parties) hereby establish the U. S. - China Business Development Committee for the electric power industry. The Committee will serve as a forum to address issues affecting the power trade and to develop related programs that will expand commercial relations. These terms of reference are intended to provide a general framework to guide cooperation between the parties and the industries in their respective countries. The Committee will:

- Develop a network of contacts/relationships in both countries to support a long term commitment to cooperation in power development;
- Analyze both markets and share information on the commercial opportunities resulting from new policies and regulations affecting power technologies;
- Exchange information on power markets, technologies, and potential solutions to power challenges;
- Exchange information on environmental issues associated with power development and data associated with utilization of new environmental protection technologies;
- Exchange information on power regulatory laws and policies, procedures and experience;
- Develop and execute a program of technical seminars, trade missions, and exhibitions aimed at expanding mutual participation of industries in power markets of both countries;
- Identify projects for cooperation between the two parties for technical coordination and establish mechanism for cooperation, including technical assistance, such as management training, enterprise management programs, workstudy programs, and technical training.
- Identify commercial opportunities and solutions to obstacles for expanding trade and investments in power technologies;
- Meet regularly to monitor the work program and consider other commercial programs that may contribute to further growth and development of power industry commercial relations between the parties.

The committee will be comprised of representatives from the Departments and the Ministry of Electric Power Industry.

The committee will work on the basis of mutual agreement and adopt rules of procedure as necessary. These terms of reference may be amended by mutual agreement of the members at any meeting or during the period between meetings of the committee.

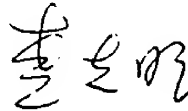
Done at Beijing on August 29, 1994, in duplicate, in the English and Chinese languages.

FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA

FOR THE MINISTRY OF ELECTRIC
POWER OF THE PEOPLE'S REPUBLIC
OF CHINA



JEFFREY E. GARTEN
UNDERSECRETARY OF COMMERCE



ZHA KEMING
VICE MINISTER

**U.S.-China Joint Commission on Commerce and Trade
Business Development Working Group
Information Technologies Subgroup**

Terms of Reference

The United States Department of Commerce and the Ministry of Electronic Industries of China agree to form a new U.S. China Business Development Committee for Information Technologies. Information Technologies are electronic components and related production equipment; telecommunications equipment; computer equipment and software; and information services.

The Committee will serve as a forum to address issues affecting information technologies industries and to develop related programs which will expand commercial relations. Recognizing that some industries in the sector are currently the subject of bilateral negotiation, this group will focus on commercial opportunities. These terms of reference are intended to provide a general framework to guide cooperation between the parties and the industries in their respective countries.

The Committee will:

- Identify obstacles to, and create opportunities for, expanded trade and investment in information technologies;
- Share information about information technologies and, as appropriate, prepare joint market studies on evolving trade promotion problems and prospects;
- Analyze both markets and share information on the commercial opportunities resulting from new policies and regulations in information technologies;
- Develop and assist in the implementation of trade missions, exhibitions, and technology exchange seminars aimed at expanding the U.S. information technology industry's participation in China;
- Assess what types of technical or management assistance could help in modernizing China's I.T. industries, and how such assistance could best be made available;
- Examine the feasibility of establishing a program to promote the exchange of technical and business executives in each country's institutions;
- Identify Chinese I.T. requirements and initiatives for which U.S. firms are potential suppliers and partners and promote the creation of commercial relationships;
- Develop procedures for the ongoing exchange of information on specific commercial opportunities, regulations, industry development policies, and other appropriate programs;

-- Examine the feasibility of establishing industry subgroups within the committee for electronic components and related production equipment, telecommunications, computer equipment and software and information services; and

-- Consider other commercial programs which may contribute to further growth and development of commercial relations between the two countries.

The committee will be comprised of representatives from the U.S. Department of Commerce and the Ministry of Electronics Industry. According to need, other government organizations and representatives from enterprises from both sides may participate in the committee.

The committee will work on the basis of mutual agreement and adopt rules of procedure as necessary. These terms of reference may be amended by mutual agreement at any meeting or during the periods between meetings of the committee.

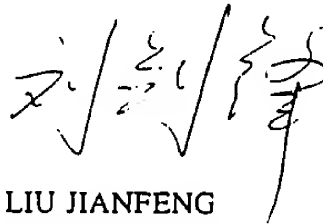
Done in Beijing on August 29, 1994, in duplicate, in the English and Chinese languages.

FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA



JEFFREY E. GARTEN
UNDERSECRETARY OF COMMERCE

FOR THE MINISTRY OF ELECTRONIC
INDUSTRY OF THE PEOPLE'S
REPUBLIC OF CHINA



LIU JIANFENG
VICE MINISTER

**U.S. - CHINA JOINT COMMISSION ON COMMERCE AND TRADE
BUSINESS DEVELOPMENT WORKING GROUP
MACHINERY COMMITTEE
MOTOR VEHICLE AND ALLIED PRODUCTS SUBGROUP**

Terms of Reference

With a view to expanding economic and trade cooperation, on the basis of mutual benefit, the Ministry of Machinery Industry (MMI) and the United States Department of Commerce (DOC) will address the following issues:

- Recognizing that cooperation in the field of machinery will be conducive to developing mutual commercial relations and in order to strengthen the cooperation in this area, both parties agree to establish the Motor Vehicle and Allied Products Subgroup, within the Machinery Committee under the Joint Commission on Commerce and Trade (JCCT). Each party will strive to promote the trade and economic cooperation between them in accordance with relevant laws and policies.
- The parties will take all appropriate measures to foster favorable conditions for cooperation and communication by holding regular meetings, exchanging opinions on projects of mutual interest to the industries of both countries, facilitating contact between potential business partners, and discussing problems in those projects in which business partners mutually agree to undertake. The parties will make every effort to reduce obstacles to facilitate cooperation between our two countries.
- Serving as a bridge between the industries of the two countries, the Subgroup will promote exchanges of business personnel, organize exhibition, trade missions, technology seminars, conduct meetings and workshops, promote mutual understanding, and explore opportunities for trade and investment.
- Reflecting their needs, both parties will discuss and formulate specific cooperative work plans.
- The Subgroup will be comprised of representatives of the Ministry of Machinery Industry and the United States Department of Commerce; according to need, other relevant representatives of government departments and appropriate organizations, companies and enterprises may participate in the Subgroup.

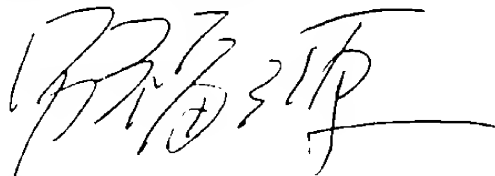
Done at Beijing on August 29, 1994, in duplicate, in the English and Chinese languages.

FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA



JEFFREY E. GARTEN
UNDERSECRETARY OF COMMERCE

FOR THE MINISTRY OF MACHINERY
INDUSTRY OF THE PEOPLE'S
REPUBLIC OF CHINA



LU FUYUAN
VICE MINISTER

**U.S. - CHINA JOINT COMMISSION ON COMMERCE AND TRADE
BUSINESS DEVELOPMENT WORKING GROUP
MACHINERY COMMITTEE**

Terms of Reference

With a view to expanding economic and trade cooperation, on the basis of mutual benefit, the Ministry of Machinery Industry (MMI) and the United States Department of Commerce (DOC) will address the following issues:

-- Recognizing that cooperation in the field of machinery will be conducive to the development of commercial relations, and in order to strengthen the cooperation in this area, both parties agree to establish the Machinery Committee under the Business Development Working Group of the Joint commission of Commerce and Trade (JCCT). The parties also agree to establish, according to their needs and as mutually agreed, specialized Subgroups under the Machinery Committee to focus on various sectors within the machinery field. Where appropriate Subgroups related to the Machinery Industry, such as the Electric Power Subgroup, already exist under the JCCT, MMI will be invited to join as participants in those other subgroups. Each party will strive to promote the trade and economic cooperation between them in accordance with relevant laws and policies.

-- The Committee and its Subgroups will take all appropriate measures to foster favorable conditions for cooperation and communication by holding regular meetings, exchanging opinions on projects of mutual interest to the machinery industries of both countries, facilitating contact between potential business partners, and discussing problems in those projects in which business partners mutually agree to undertake. The parties will make every effort to reduce obstacles to facilitate cooperation between our two countries.

-- Serving as a bridge between the machinery industries of the two countries, the Committee and its Subgroups will promote exchanges of business personnel, organize exhibition, trade missions, technology seminars, conduct meetings and workshops, promote mutual understanding, and explore opportunities for trade and investment.

-- Reflecting their needs, the Subgroups will discuss and formulate specific subgroup cooperative work plans.

-- The Committee will be comprised of representatives of the Ministry of Machinery Industry and the United States Department of Commerce; according to need, other relevant representatives of government departments and appropriate organizations, companies and enterprises may participate in the Committee.

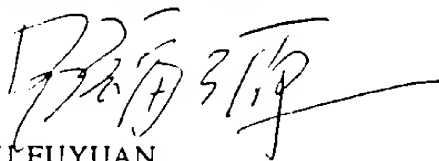
Done at Beijing on August 29, 1994, in duplicate, in the English and Chinese languages.

FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA



JEFFREY E. GARTEN
UNDERSECRETARY OF COMMERCE

FOR THE MINISTRY OF MACHINERY
INDUSTRY OF THE PEOPLE'S
REPUBLIC OF CHINA



LU FUYUAN
VICE MINISTER

LETTER OF INTENT
Between the General Administration of Civil Aviation of China
Department of Commerce of the United States
Regarding
American Participation in the Construction and Financing of
Airports in China

According to the principles set forth in the Joint Statement signed in Washington at the eighth session of the U.S. - China Joint Commission of Commerce and Trade (JCCT) and the Terms of Reference of the Business Development Working Group, Aviation and Airport Infrastructure Subgroup, and

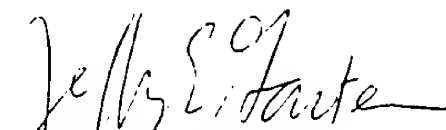
In order to accelerate the construction of China's civil airports, the General Administration of Civil Aviation (CAAC) and the United States Department of Commerce, on August 29, 1994, following earnest consultations, agree as follows:

- To cooperate in promoting the participation of American companies and relevant organizations in the construction and financing of various airports in China, including those listed in the attachment hereto,
- To make this effort a priority item in the Work Plan of the Aviation and Airport Infrastructure Subgroup.

Attachment: Suggestion on American Participation in Construction and Finance of Airports in China

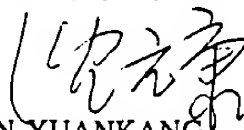
Done at Beijing on August 29, 1994, in duplicate, in the English and Chinese languages.

FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA



JEFFREY E. GARTEN
UNDERSECRETARY OF COMMERCE

FOR THE GENERAL CIVIL AVIATION
ADMINISTRATION OF THE PEOPLE'S
REPUBLIC OF CHINA



SHEN YUANKANG
DEPUTY DIRECTOR GENERAL

**Suggestion on American Participation in
Construction and Finance of Airports in China**

In order to accelerate the construction of China's civil airports, the General Administration of Civil Aviation (CAAC) proposes American participation in the construction and financing of the following six airport projects:

Project Name		Approximate Potential Financing and export value:
1.	Guangzhou New Airport	US\$500 million
2.	Shanghai Pudong International Airport	US\$250 million
3.	Fuzhou Changle International Airport	US\$100 million
4.	Hangzhou International Airport	US\$80 million
5.	Harbin Airport Expansion	US\$80 million
6.	Nanjing New Airport	US\$50 million
Total		US\$1.06 billion

**U.S.-China Joint Commission on Commerce and Trade
Business Development Working Group
Chemicals and Allied Products Subgroup**

In order to further promote their mutual interests in expanding commercial relations, the United States Department of Commerce (hereinafter referred to as DOC) and China's Ministry of Chemical Industry (hereinafter referred to as MCI) agree to form a new Chemicals and Allied Products Subgroup of the U.S.-China Business Development Working Group. (For purpose of this cooperation agreement, the term chemicals included petrochemicals.) The DOC and MCI will cooperate in addressing issues affecting the Chemicals industry and trade as well as developing related programs to expand relations between enterprises and institution of both countries in trade, investment and financing, products application and market development, technology, research and development, engineering and designing, environmental protection, management systems, personnel training, exchange of information and other appropriate areas of cooperation. This cooperation agreement is intended to provide a general framework to guide cooperation between the United States and China and their industries.

The Subgroup will:

- Identify and propose measures to resolve obstacles and exploit opportunities for expanded trade and investment;
- Share information and inform other appropriate authorities as necessary on commercial issues directly affecting chemicals markets. As appropriate, prepare joint market studies on cooperation problems and prospects;
- Promote and assist in the implementation of trade missions, exhibitions, and technology seminars;
- Provide technical assistance to the Chinese industry in the areas of environmental protection and quality management;
- Establish a technical exchange program to promote the exchange of business, technical and managerial personnel as well as technologies between the two countries' chemicals and allied products industries;
- Establish a "Chemicals and Allied Products Information Center" to provide information related to specific commercial opportunities in the fields of trade, investment, science and technology, regulations, industry development policies, and other appropriate programs;
- Assist universities and research institutes of both countries to establish cooperative programs in chemicals and allied products;

-- Consider other programs which may contribute to further growth and development of economic and trade relations between the chemicals and allied products industries of the two countries.

The Subgroup will be comprised of representatives from MCI and DOC. As necessary to consideration of agenda items, appropriate government authorities, industry representatives, and other concerned organizations may be invited to participate in meetings.

The initial meeting of the Subgroup will be held in 1994 to develop a detailed work program and cooperative priorities, unless otherwise agreed. Subsequently, regular meetings will be held to implement the work program.

The Subgroup will work on the basis of mutual agreement and adopt rules of procedure as necessary.

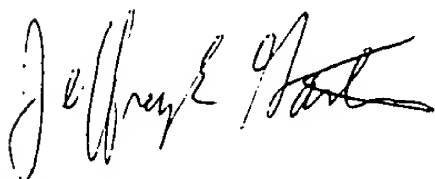
This cooperation agreement may be amended at any time by mutual agreement.

This cooperation agreement shall be effective upon signature.

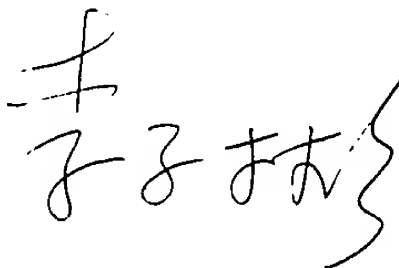
Done at Beijing on August 29, 1994, in duplicate, in the English and Chinese languages.

FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA

FOR THE MINISTRY OF
CHEMICAL INDUSTRY OF THE
PEOPLE'S REPUBLIC OF CHINA



JEFFREY E. GARTEN
UNDERSECRETARY OF COMMERCE



LI ZIBIN
VICE MINISTER

**U.S.-China Joint Commission on Commerce and Trade
Business Development Working Group
Services Subgroup**

The United States Department of Commerce (USDOC) and China's Ministry of Foreign Trade and Economic Cooperation (MOFTEC) ("the Parties") hereby establish the U.S.-China Business Development Subgroup for Services, under the Business Development Working Group of the U.S.-China Joint Commission on Commerce and Trade.

The Business Development Subgroup for Services (the Services Subgroup) will serve as a forum in which service sector business opportunities and issues of interest to the Parties and to commercial entities in the two countries can be discussed. Further, it will foster closer commercial relationships between the service industries of the two countries.

These terms of reference provide a general framework to guide cooperative efforts between the Parties and their service industries. The Services Subgroup, meeting as mutually agreed, will:

- Identify the key industries and functional issues that will serve as the mutually agreed upon focus of the Subgroup's work programs. At the outset, the Subgroup will emphasize activities relating to insurance services, distribution services, including but not limited to retailing and franchising and other service areas.
- Identify and cooperate in the implementation of business development missions and as deemed appropriate, similar activities such as conferences, that can serve to expand the opportunities for commercial firms to exchange information with their counterparts and Government officials (in China). As appropriate, identify opportunities for technical exchange and assistance programs that will expand the shared technical basis for understanding between managers of service sector enterprises in the two countries.
- Undertake technical exchange and assistance programs that will expand the shared commercial basis of understanding between the United States and China. As appropriate, involve representatives of the two governments' regulatory and other agencies having a role in the development and administration of law and policy governing the service sector.
- Provide an ongoing forum for the development of increasingly effective communication of commercial opportunities; for the discussion of technical, legal and similar questions raised by, and problems encountered by, service sector enterprises; and for identifying practical approaches to cooperative responses to problems arising in areas relating to the development of service sector industries.
- Serve as a central contact point within the two Governments for service sector business development, commercial cooperation, and related issues that are not addressed by other venues. The Services Subgroup may involve other appropriate government agencies where such agencies can contribute importantly to the Subgroup's work program.

-- Consider other programs which may contribute to further growth and development of commercial relations between the two countries.

The Services Subgroup will meet at some future date to develop a detailed work program, and meet at agreed times to implement the work program. The Subgroup will work on the basis of mutual agreement. The Subgroup will, when mutually agreed, establish joint working programs with industry representatives to consider specific issues of interest. The terms of reference may at any time be amended by mutual agreement.

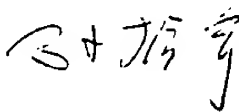
DONE at Beijing, on August 29, 1994, in duplicate in the English and Chinese languages.

FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA



JEFFREY E. GARTEN
UNDERSECRETARY OF COMMERCE

FOR THE MINISTRY OF FOREIGN
TRADE AND ECONOMIC
COOPERATION OF THE PEOPLE'S
REPUBLIC OF CHINA



SUN ZHENYU
VICE MINISTER

**U.S.-China Joint Commission on Commerce and Trade
Business Development Working Group
Aviation and Airport Infrastructure Subgroup**

The United States Department of Commerce, the General Administration of Civil Aviation of China, the Aviation Industries of China, and the China Aerospace Industry Corporation ("the Parties") have agreed to establish the Aviation and Airport Infrastructure Subgroup of the Business Development Working Group under the U.S.-China Joint Commission on Commerce and Trade (JCCT) signed between the Ministry of Foreign Trade and Economic Cooperation and the United States Department of Commerce.

The Aviation and Airport Infrastructure Subgroup will address the following issues of interest to the civil aviation, aviation and aerospace industries in the two countries:

- Develop programs which will expand commercial relations between the two countries;
- Assist in facilitating contact among potential business partners for the civil aviation, aviation and aerospace sectors;
- Develop and assist in the planning and implementation of trade missions, exhibitions, and technology seminars, one-on-one company meetings, and workshops aimed at expanding U.S. and Chinese business relationships in the civil aviation, aviation and aerospace industries; and,
- Consider other programs which may contribute to further growth and development of commercial relations between the two countries.

The Subgroup will include the following sectors:

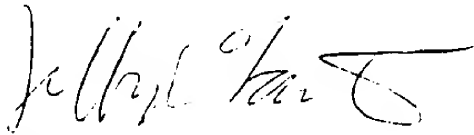
- aircraft, aircraft engines, air-borne equipment and aircraft components;
- air traffic control equipment;
- airport infrastructure and related equipment;
- raw materials for aviation and aerospace;
- avionics and ground support equipment;
- aviation and aerospace test equipment;
- training of specialists

The Subgroup will be comprised of representatives from the U.S. Department of Commerce, the U.S. Federal Aviation Administration, the General Administration of Civil Aviation of China, the Aviation Industries of China, the China Aerospace Industry Corporation, and other relevant agencies on the U.S. and Chinese sides, each appointing one representative to form a board of Co-Chairs for the Subgroup. As necessary to consideration of agenda items, appropriate government ministries, sub-national government authorities, individual firms, trade associations, and other private sector organizations may be invited to participate.

The Aviation and Airport Infrastructure Subgroup will work on the basis of mutual agreement and adopt rules of procedure as necessary. These Terms of Reference may be amended by mutual agreement of the relevant Parties at any meeting or during the periods between meetings of the Subgroup.

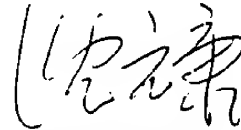
Done at Beijing on August 29, 1994, in duplicate, in the English and Chinese languages.

FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA



JEFFREY E. GARTEN
UNDERSECRETARY OF COMMERCE

FOR THE GENERAL CIVIL AVIATION
ADMINISTRATION OF THE PEOPLE'S
REPUBLIC OF CHINA



SHEN YUANKANG
DEPUTY DIRECTOR GENERAL

**Memorandum of Understanding
Concerning the Establishment of a
Medical Technologies Subgroup under the
U.S.-China Joint Commission on Commerce and Trade**

Pursuant to the Joint Statement for the Working Groups Under the United States-China Joint Commission on Commerce and Trade, the Medical Technologies Subgroup is hereby established.

The Subgroup will be comprised of representatives of the Department of Commerce of the United States of America and the Ministry of Public Health of the People's Republic of China. The Subgroup may, as appropriate, invite participation by representatives of other government agencies in the activities of the subgroup.

In accordance with the principles set out in the Joint Statement on Framework for the Cooperation Under the Business Development Working Group of the United States-China Joint Commission on Commerce and Trade, the Subgroup will, as appropriate and subject to the availability of funds, pursue the following work program. The Subgroup may at anytime amend the work program.

- Organize medical technology trade and seminar missions in the United States and China.
- Encourage greater exchange between educators and non-profit medical organizations in the United States and China.
- Address issues of mutual interest to United States and Chinese manufacturers and suppliers, health care professionals and public health administrators concerning the acquisition, development and regulation and application of medical technology.

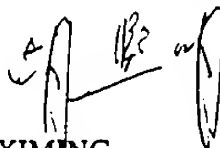
Done at Beijing on August 29, 1994, in duplicate, in the English and Chinese languages.

FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA



JEFFREY E. GARTEN
UNDERSECRETARY OF COMMERCE

FOR THE MINISTRY OF PUBLIC
HEALTH OF THE PEOPLE'S
REPUBLIC OF CHINA



HU XIMING
VICE MINISTER

**LETTER OF INTENT BETWEEN THE U.S. DEPARTMENT OF COMMERCE
AND THE
NATIONAL ENVIRONMENTAL PROTECTION AGENCY OF CHINA
TO DISCUSS THE POSSIBILITY OF INCREASING COOPERATION**

This letter of intent is signed between the National Environmental Protection Agency of the People's Republic of China and the Department of Commerce of the United States of America (The "Parties").

The letter indicates the intent of Parties to discuss methods to increase cooperation. The focus of our discussions will be as follows:

- exchange information and technology concerning pollution control;
- encourage cooperation between private companies in both of our countries, to take the form of increased trade, investment and technology flow;
- encourage cooperation between academic and research institutions in our countries.

The Parties will also consider discussing the establishment of a Subgroup under the Joint Commission of Commerce and Trade to coordinate future activities.

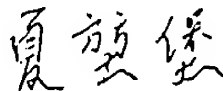
Done at Beijing on August 29, 1994, in duplicate, in the English and Chinese languages.

**FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA**

**FOR THE NATIONAL
ENVIRONMENTAL PROTECTION
AGENCY OF THE PEOPLE'S
REPUBLIC OF CHINA**



**JEFFREY E. GARTEN
UNDERSECRETARY OF COMMERCE**



**XIA KUNBAO
DIRECTOR GENERAL**

JOINT STATEMENT ON COOPERATION IN COMMERCIAL LAW

The Department of Commerce of the United States of America and the Ministry of Foreign Trade and Economic Cooperation of the People's Republic of China (the Parties):

Recognizing the expanding economic and trade relations between the United States of America and the People's Republic of China;

Reaffirming the importance of cooperation to the development of commercial relations;

Noting the vital relationship between commercial development and legal infrastructure;

Acknowledging the significant contributions made by the United States-China Joint Legal Seminars to the promotion of mutual understanding of the legal regimes governing trade and investment in the United States and China; and

Desiring to enhance cooperation in the area of commercial law;

Have reached the following understanding to guide their cooperation, as appropriate and subject to the availability of funds:

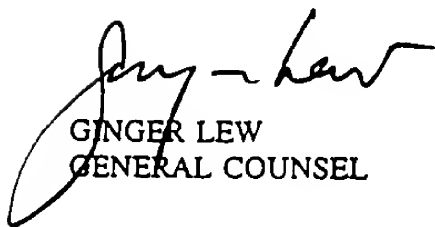
1. The Parties intend to explore possible avenues for expanding cooperation with a view towards increasing mutual understanding of their respective legal systems in the area of commercial law.
2. Possible avenues include development of mutually beneficial activities to exchange information on commercial law developments, practice and methods, such as through the Joint Legal Seminars; exchanges of legal experts; dissemination of laws of each country; and each country will endeavor to establish a repository for laws which includes law books, laws and regulations of the other countries, international conventions and agreements and other law materials.
3. The Parties will also endeavor to stimulate, support and monitor the development of cooperation and direct contacts between concerned organizations, enterprises and members of academia of both countries in the area of commercial law.

4. In light of China's efforts to further develop its legal system, the Department of Commerce of the United States of America will endeavor to facilitate the establishment of training programs in the area of commercial law for the Chinese, including workshops, seminars, internships in relevant legal environments and provide assistance in the establishment of a law library for MOFTEC by supplying copies of laws and law books.

DONE at Beijing, in duplicate, on August 29, 1994, in the English and Chinese languages.

FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA

FOR THE MINISTRY OF FOREIGN
TRADE AND ECONOMIC
COOPERATION OF THE PEOPLE'S
REPUBLIC OF CHINA



GINGER LEW
GENERAL COUNSEL



SUN ZHENYU
VICE MINISTER

JOINT STATEMENT ON TRAINING INITIATIVE

The Department of Commerce of the United States of America and the Ministry of Foreign Trade and Economic Cooperation of the People's Republic of China (the Parties):

- **Reaffirming** the importance of cooperation to the development of commercial relations;
- **Noting** the vital relationship between commercial development and management training;
- **Recognizing** the importance of modern management techniques to the establishment of a flourishing market-oriented economy;
- **Desiring** to enhance the exchange and implementation of such management techniques;
- **Recalling** the success of the Dalian Management Institute;

Have reached the following understanding to guide their cooperation, as appropriate and subject to the availability of funds:

1. The Parties will endeavor to explore avenues for cooperation in the area of management training.
2. To this end, the Parties will held discussions under the aegis of the United States-China Joint Commission on Commerce and Trade with a view towards developing a work program for establishing a management training initiative. The Parties will endeavor to develop the work program by January 1, 1995.
3. The initiative may include proposals such as: establishment of formal training programs; management internships with participating business enterprises; programs for training utilizing broadcast and telecommunication technologies such as video.

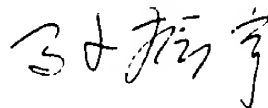
DONE at Beijing, on August 29, 1994, in duplicate in the English and Chinese languages.

FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA



JEFFREY E. GARTEN
UNDERSECRETARY OF COMMERCE

FOR THE MINISTRY OF FOREIGN
TRADE AND ECONOMIC
COOPERATION OF THE PEOPLE'S
REPUBLIC OF CHINA



SUN ZHENYU
VICE MINISTER

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE
DEPARTMENT OF COMMERCE OF THE UNITED STATES AND THE
MINISTRY OF FOREIGN TRADE AND ECONOMIC COOPERATION OF
THE PEOPLE'S REPUBLIC OF CHINA
ON A U.S.-CHINA COMMERCIAL STRATEGY CENTER**

The Department of Commerce of the United States of America and the Ministry of Foreign Trade and Economic Cooperation of the People's Republic of China ("Parties"):

Persuaded that thoughtful consideration of each Party's long term commercial policies regarding the other would be mutually beneficial as it will provide opportunities for the gradual and orderly development of commercial relations;

Convinced that improved understanding of the factors affecting each other's economic growth and stability will contribute to the expansion of successful commercial interaction between them;

Recognizing that cooperative research and the exchange of information on such factors will help each Party understand the commercial environment of the other;

Desiring to pursue the establishment of facility to develop the concepts articulated above;

Have reached the following understanding to guide their cooperation:

ARTICLE 1

The goal of the present Memorandum of Understanding ("MOU") is to lay the foundation for the development of a Commercial Strategy Center ("Center") under the aegis of the United States-China Joint Commission on Commerce and Trade to conduct long-term commercial policy and program development.

ARTICLE 2

The areas of cooperation within the framework of the present MOU may include the exchange of information on the following activities, as appropriate, and subject to the availability of funds:

- Development of proposals for the organization, funding and staffing of the Center, with a view towards including in the staff of the Center one business/enterprise manager from each country; and

- Development of proposals for the areas of research, types of studies or papers and other activities in which the Center may engage.

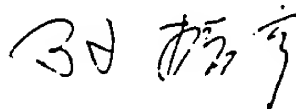
DONE at Beijing, on August 29, 1994, in duplicate in the English and Chinese languages.

FOR THE DEPARTMENT OF COMMERCE
OF THE UNITED STATES OF AMERICA



JEFFREY E. GARTEN
UNDERSECRETARY OF COMMERCE

FOR THE MINISTRY OF FOREIGN
TRADE AND ECONOMIC
COOPERATION OF THE PEOPLE'S
REPUBLIC OF CHINA



SUN ZHENYU
VICE MINISTER